



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
INFORMATION DISCLOSURE STATEMENT

GP1643
p#5

In re: Application of:
Chang et al

Attorney Docket No.: MLY-5

Serial No.: 09/551,380

Date: September 28, 2000

Filed: April 18, 2000

Art Unit: 1643

Title: "Modified Fluorescent Proteins for
Detecting Protease Activity"

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Our Account No. 04-1403

Assistant Commissioner for Patents
Washington, D.C. 20231

OCT 05 2000

Sir:

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The following is an Information Disclosure Statement for the captioned patent application, pursuant to 37 CFR Sections 1.56, 1.97, and 1.98.

1. [X] Attached hereto is:
- a. [x] A list of all materials for consideration per Rule 98(a)(1): 1 page(s)
 - b. [x] A legible copy of each patent, publication, or other item listed per Rule 98(a)(2), unless not required per Rule 98(c) and/or (d) and as indicated on the attached list(s):
2 item(s)
 - c. [] For each non-English language item listed, pursuant to Rule 98(a)(3), a concise explanation of the relevance thereof as it is presently understood by the individual designated in Rule 56(c) most knowledgeable about the content of such items: page(s)
2. [x] This Information Disclosure Statement is being filed [CHECK ONE]:
- a. [X] WITHIN THREE MONTHS of the application filing date or national stage date of entry OR BEFORE the mailing date of a first Office Action on the merits, which ever event occurs last, WHEREFORE per Rule 97(b) NO filing fee or Rule 97(e) certificate is required.
 - b. [] AFTER the time periods of section 2.a above, but BEFORE a Final Action OR Notice of Allowance, WHEREFORE per Rule 97(c) submitted herewith is [CHECK ONE]:
 - i. [] Certification per Rule 97(e) OR
 - ii. [] Filing Fee per Rule 17(p) \$240.00
 - c. [] AFTER a Final Action OR Notice of Allowance, but BEFORE payment of the issue fee, WHEREFORE per Rule 97(d) submitted herewith is:
 - i. Certification per Rule 97(e)
 - ii. Petition: Petition is hereby made under Rule 97(d)(ii) for consideration of the present Information Disclosure Statement; AND
 - iii. Petition fee per Rule 17(ii)(1) \$130.00
3. [] Rule 97(e) Certification; per Rule 97(e), the undersigned certifying party makes the following certification statement [CHECK ONE]:
- a. [] That each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement; OR
 - b. [] That no item of information contained in this Information Disclosure Statement was cited in a foreign patent office in a counterpart foreign application or, to the knowledge of the undersigned after making reasonable inquiry, was known to any individual designated in Rule 56(c) more than three months prior to the filing of this statement.

CERTIFYING PARTY (if different from bottom signature; omission here indicates that certification is being made by signer per signature below)

Name: _____

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Date: _____

4.[X]

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- (2) A copy of this item was previously cited by or submitted to the U.S. Patent and Trademark Office in:

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(4) No legible complete copy is possessed, in custody or controlled, or readily available

***"NO" means that no copy of an English language translation is within the possession, custody, or control of, or is readily available to any individual designated in Rule 56(c).

EXAMINER INITIALS		OTHER DOCUMENTS	COPY NOTE
	Specify author (if any), Title, Pertinent Pages, Date & Place of Publication		
	Thornberry et al, "A Combinatorial Approach Defines Specificities of Members of the Caspase Family and Granzyme B", <u>The Journal of Biological Chemistry</u> , Vol 272, No. 29, Issue of July 18, pp 17907-17911, 1997, USA.		
	"ApoAlert™ CPP32 Protease Assay Kits", CLONTECHniques, January, 1997, pp 4-6, USA.		
EXAMINER			DATE CONSIDERED
<p>Examiner: initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include a copy of this form with the next communication to applicant.</p>			